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27 Attorneys for Defendants

28 UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

19 STEVE L. WALKUP; DEBORAH J. OWEN;  
20 A.W., a minor, by and through her guardian ad  
21 litem, STEVE L. WALKUP; and, Z.W., a minor,  
22 by and through his guardian ad litem,  
23 STEVE L. WALKUP,

24 Plaintiffs,

25 vs.

26 CITY OF COLMA, a governmental entity;  
27 ROBERT L. LOTTI, in his capacity as Chief of Police  
28 for CITY OF COLMA; ROGER ARREOLA, individually,  
and in his capacity as a police officer for CITY OF COLMA;  
and DOES 1-25, inclusive,

Defendants. /

No. C-06-07867-WHA

**STIPULATION AND ~~PROPOSED~~ ORDER  
EXTENDING TIME FOR COMPLETION OF  
EARLY NEUTRAL EVALUATION**

## STIPULATION

All parties to this action stipulate and agree, by and through their respective counsel, as follows:

1. Counsel for plaintiffs informed the Evaluator, Louis A. Leone, Esq., of their need for further time to conduct discovery, and Mr. Leone and defense counsel agree with the extension of time deadline proposed in this Stipulation. This extension of time for completion of Early Neutral Evaluation is needed so that all parties can engage in a productive Neutral Evaluation hearing.

2. Prior to a meaningful Early Neutral Evaluation, the parties need to conduct the following discovery: Plaintiffs' service of Responses to four sets of Special Interrogatories, and four sets of Requests for Production of Documents (which Responses are not due until 6-27-07); take the depositions of the parties; locate and take the depositions of witnesses; and receive important medical records and billings and wage loss information for plaintiffs (which has been requested, but not yet received); and, defense counsel have just recently served Defendant's Responses to Plaintiffs' Special Interrogatories and Request for Production of Documents, including responsive confidential/privileged documents pursuant to a Stipulated Protective Order. Plaintiffs' counsel need to review this material and decide whether any further discovery is necessitated by information contained in these documents;

3. Mr. Burris is lead counsel and will attend the Early Neutral Evaluation. He and Ms. Libet have been swamped with work in a case with a lot of witnesses and discovery for the last five weeks, and during this month and July, will also have to conduct a great deal of discovery in several cases;

4. Mr. Burris will be on vacation from June 24th through July 7th 2007 and during the first week of August 2007;

5. Accordingly, the parties, by and through their respective counsel, hereby stipulate and jointly request that the deadline for the occurrence of the Early Neutral Evaluation in this case

1 be extended from 6-22-07 until 8-22-07, or as soon thereafter as the Court deems appropriate.  
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3 LAW OFFICES OF GAYLA B. LIBET  
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5 Dated: 6/12/07

By: /s/ Gayla B. Libet

6 GAYLA B. LIBET, Esq.  
7 Attorneys for Plaintiffs  
8

9 LAW OFFICES OF JOHN L. BURRIS  
10

11 Dated: 6/12/07

By: /s/ John L. Burris

12 JOHN L. BURRIS, Esq.  
13 Attorneys for Plaintiffs  
14

15 SELMAN BREITMAN LLP  
16

17 Dated: 6/12/07

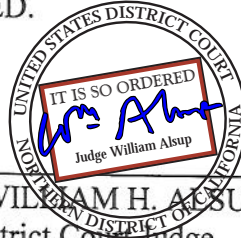
By: /s/ Kelli E. George

18 GREGG A. THORNTON, Esq.  
19 KELLI E. GEORGE, Esq.  
20 Attorneys for Defendants  
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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: June 13, 2007



HONORABLE WILLIAM H. ALSUP  
United States District Court Judge